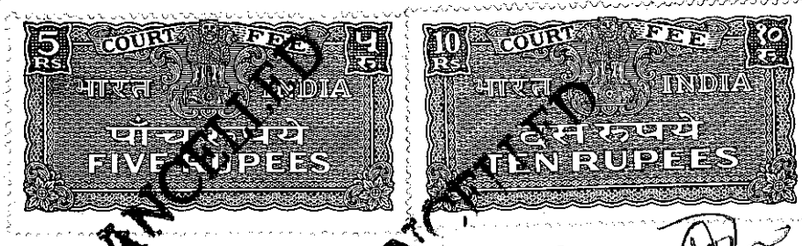

CANCELLED CANCELLED

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

M.A.No. 889 of 2002.

Appellants Claimants : 1. Smt. Mehatarin Bai,
Wd/o. Gendu Ram Sahu, 37 years,

2. Bhuneshwar Sahu,
S/o. Late Gendu Ram Sahu, 14 years.

Versus

Respondents Non-applicants : 1. Premlal @ Prem Shankar Sahu
S/o. Mohan Lal Sahu, 22 years,

2. (a) Smt. Kiran,
Wd/o. Late Sohan Lal, 25 years,

(b) Dharmu Ram
S/o. Late Sohan Lal, 25 years,

(c) Radheshyam,
S/o. Late Sohanlal, 21 years,

All r/o Vill. Dhorabhata, Teh.Kurud Distt. Dhamtari (C.G.)

3. National Insurance Co. Ltd.,
Mobin Mahal, G.E. Road,
RAIPUR.

P.R. No. 2510/R
Presented by Shri G.R. Sahu
dated 15-11-02

MISCELLENEOUS APPEAL U/S 173 OF THE MOTOR VEHICLES ACT.

HIGH COURT OF CHHATTISGARH: BILASPUR
(LOK ADALAT)

MISCELLANEOUS APPEAL No. 889 OF 2002

Appellants : Smt. Mehatarin Bai & Another

Versus

Respondents : Premlal @ Prem Shankar Sahu & Others

(Arising out of Claim Case No. 203 of 2002)

3-2-2007

Appellant No.1 – Smt. Mehatarin Bai appears in person with Shri Prafull Bharat, counsel for the appellants.

None for respondents No.1, 2 (a), 2 (b), 2 (c).

Shri. S. Das, Dy. Manager, The National Insurance Company Limited with Shri Sourabh Sharma, counsel for respondent No.3.

Appellant No.1 – Smt. Mehatarin Bai filed an application along with affidavit for permission to compromise the matter on behalf of minor/appellant No.2 – Bhuneshwar Sahu.

Not opposed.

Considered. Allowed.

In terms of compromise, award is passed as below:-

1) In addition to compensation already awarded by the Tribunal, respondent No.3 shall pay Rs.1,50,000/- (Rupees One Lac Fifty Thousand Only) to the appellants.
2) For disbursement and deposit in FDR, the Tribunal may pass appropriate orders.
3) The amount, if any, kept in deposit with Bank shall be payable under the orders of Tribunal in accordance with law.
4) Appellants shall be entitled to receive interest on the amount so deposited, if any.
5) In view of the above, appeal against respondents No.1, 2 (a), 2 (b), 2 (c) stands dismissed.
6) Out of the above amount, Rs.1500/- (Rupees One Thousand Five Hundred Only) shall be paid to counsel for the appellants directly by respondent No.3 towards counsel fee.
7) If the amount awarded is not deposited within a period of one month, the Insurance Company shall be liable to pay interest at the rate of 9% per annum thereafter.
8) Copy of the award shall be given to the parties free of cost.

Sd/-
Justice Vijay Kumar Shrivastava
High Court of Chhattisgarh
Bilaspur

Sd/- 3.2.07
Member – Lok Adalat
High Court of Chhattisgarh
Bilaspur

Gowri